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9 *Attorneys for Defendants SMART Technologies Inc.,*
10 *David A. Martin, Nancy L. Knowlton, G.A. Fitch,*
Salim Nathoo, Arvind Sodhani, and Apax Partners

11 [Counsel for Additional Parties
12 Listed on Signature Page]

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 OAKLAND DIVISION

16 THOMAS E. HARPER and DIANE KEENE,) Case No. 11 CV 5232 (SBA)
17 Individually and On Behalf of All Others) Assigned to: Hon. Saundra Brown Armstrong
18 Similarly Situated,)
19 Plaintiffs,) **STIPULATION EXTENDING TIME FOR**
20 vs.) **BRIEFING ON PLAINTIFFS' MOTION TO**
21 SMART TECHNOLOGIES, INC., DAVID A.) **REMAND AND DEFENDANTS' MOTION**
22 MARTIN, NANCY L. KNOWLTON, G.A.) **TO TRANSFER THIS ACTION OR IN THE**
23 FITCH, SALIM NATHOO, ARVIND) **ALTERNATIVE DISMISS OR STAY THIS**
24 SODHANI, INTEL CORPORATION, APAX) **ACTION AND STRIKE THE CLASS**
25 PARTNERS, MORGAN STANLEY & CO.) **ALLEGATIONS**
INC., DEUTSCHE BANK AG, and RBC)
DOMINION SECURITIES INC,)
Defendants.)

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1 Pursuant to Civil Local Rule 6-1(a), Defendants SMART Technologies Inc., David A.
2 Martin, Nancy L. Knowlton, G.A. Fitch, Salim Nathoo, Arvind Sodhani, Intel Corporation, Apax
3 Partners, Morgan Stanley & Co. LLC (f/k/a Morgan Stanley & Co. Inc.), Deutsche Bank AG, and
4 RBC Dominion Securities Inc. (“Defendants”), and Plaintiffs Thomas E. Harper and Dianne Keene
5 (“Plaintiffs”), by and through their respective counsel of record, hereby submit the following
6 stipulation.

7 WHEREAS, on November 8, 2011, Defendants filed a Motion to Transfer this action or in
8 the alternative Dismiss or Stay this action and Strike the Class Allegations (“Defendants’ Motion”);

9 WHEREAS, Plaintiffs intend to oppose Defendants’ Motion;

10 WHEREAS, on November 9, 2011, Plaintiffs filed a Motion to Remand this action
11 (“Plaintiffs’ Motion”);

12 WHEREAS, Defendants intend to oppose Plaintiffs’ Motion;

13 WHEREAS, the Local Rules for the Northern District of California require that, unless
14 otherwise ordered, Defendants’ Motion would be fully briefed by November 29, 2011 and that
15 Plaintiffs’ Motion would be fully briefed by November 30, 2011;

16 WHEREAS, Plaintiffs and Defendants have conferred about establishing a more flexible
17 schedule for completing briefing on their respective Motions;

18 THEREFORE, Plaintiffs and Defendants, by and through their respective counsel, hereby
19 stipulate as follows:

20 1. Plaintiffs and Defendants shall file their respective opposition papers in response to
21 the Motions by December 2, 2011.
22 2. Plaintiffs and Defendants shall file their respective reply papers in support of the
23 Motions by December 16, 2011.

24 The requested extension will not alter the date of any event or any deadline already fixed by
25 any Court order.

1 DATED: November 18, 2011

SIDLEY AUSTIN LLP

2 By: /s/ *Sara B. Brody*
3 Sara B. Brody

4 Attorneys for Defendants SMART
5 TECHNOLOGIES INC., DAVID A. MARTIN,
6 NANCY L. KNOWLTON, G.A. FITCH,
7 SALIM NATHOO, ARVIND SODHANI, and
8 APAX PARTNERS

9 DATED: November 18, 2011

GIBSON, DUNN & CRUTCHER LLP

10 By: /s/ *Paul J. Collins*
11 Paul J. Collins

12 Attorneys for Defendant
13 INTEL CORPORATION

14 DATED: November 18, 2011

MILBANK, TWEED, HADLEY
& MCCLOY LLP

15 By: /s/ *Jerry L. Marks*
16 Jerry L. Marks

17 Attorneys for Defendants MORGAN
18 STANLEY & CO. INC., DEUTSCHE BANK
19 SECURITIES, INC., and RBC DOMINION
20 SECURITIES

21 DATED: November 18, 2011

SCOTT & SCOTT LLP

22 By: /s/ *Anne L. Box*
23 Anne L. Box

24 Attorneys for Plaintiffs
25 THOMAS E. HARPER and DIANNE KEENE

SIGNATURE ATTESTATION

Pursuant to General Order No. 45(X)(B), I hereby attest that I have on file written permission to sign this joint motion from all parties whose signatures are indicated by a conformed signature (s/) within this e-filed document.

/s/ Sara B. Brody

ORDER

PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED.

DATED: 11/28/11

The Honorable Saundra Brown Armstrong
United States District Court